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12 *Counsel for Plaintiff*

13 **IN THE UNITED STATES DISTRICT COURT**
14 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

15 JESSE MEYER, an individual, on his own
16 behalf and on behalf of all similarly situated,

17 Plaintiff,

18 v.

19 QUALCOMM INCORPORATED, a
Delaware corporation,

20 Defendant.
21

No. 08cv655-WQH(LSP)

**JOINT MOTION PURSUANT TO
CIVIL LOCAL RULE 7.2 FOR
CONTINUANCE OF QUALCOMM
INCORPORATED'S MOTION TO
DISMISS**

22 Plaintiff Jesse Meyer ("Meyer"), in accordance with Civil Local Rule 7.2, jointly moves
23 the Court with Defendant QUALCOMM Incorporated ("Qualcomm") to enter an Order
24 continuing Qualcomm's Motion to Dismiss Meyer's Class Action Complaint ("Complaint")
25 until July 28, 2008. Pursuant to ordinary operation of Civil Local Rule 7.1(e)(2), this will
26 extend Meyer's time for filing his Opposition to Qualcomm's Motion to July 14, 2008. In
27 support of this joint motion, Meyer states as follows:

28 1. Meyer filed and served his Complaint on Qualcomm on Friday, April 11,

1 2008.

2 2. Qualcomm filed a Motion to Transfer this case to the District of New Jersey
3 on May 1, 2008.

4 3. Meyer filed his sixteen-page Opposition to Qualcomm's Motion to Transfer
5 on May 19, 2008.

6 4. Qualcomm filed its Motion to Dismiss on June 2, 2008.

7 5. Pursuant to Civil Local Rule 7.1(e)(2), Meyer's Opposition to Qualcomm's
8 Motion to Dismiss is currently due on June 30, 2008.

9 6. Complications arising from a motion for preliminary approval of a settlement
10 under Rule 23(e) before another court have greatly reduced and restricted the time for the
11 attorneys tasked with drafting the Meyer's Opposition to Qualcomm's Motion to Dismiss to
12 respond to Qualcomm's Motion.

13 7. If Qualcomm's Motion is continued to July 28, the time Meyer to file his
14 Opposition to the Motion will be extended by operation of Civil Local Rule 7.1(e)(2) to July
15 14, 2008.

16 8. Meyer has not previously requested an extension of time in this case.

17 9. Qualcomm does not oppose the requested extension of time.

18 10. This Court has the authority, "for good cause shown," to order an extension
19 of time "with or without motion or notice." Fed. R. Civ. P. 6(b)(1)(A).

20 WHEREFORE, for good cause shown, Meyer respectfully requests the Court to enter
21 an Order continuing Qualcomm's Motion to Dismiss Meyer's Complaint ("Complaint") until
22 July 28, 2008 and, pursuant to the ordinary operation of Civil Local Rule 7.1(e)(2), extending
23 Meyer's time for filing his Opposition to Qualcomm's Motion to July 14, 2008.

24 Date: June 26, 2007

25 By: s/Alan Himmelfarb

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CERTIFICATE OF SERVICE

Pursuant to 28 U.S.C. § 1746, I hereby certify that I served the Joint Motion Pursuant to Civil Local Rule 7.2 for Continuance of QUALCOMM Incorporated's Motion to Dismiss in the foregoing case upon the parties listed below by causing the foregoing document to be transmitted to the Electronic Filing System in the manner prescribed by the Court's Electronic Case Filing Administrative Policies and Procedures Manual on June 26, 2008:

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Date: June 26, 2008

By: s/Alan Himmelfarb
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